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A PROFESSIONAL CORPORATION  
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4 Attorneys for Plaintiff  
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7 UNITED STATES DISTRICT COURT  
8 NORTHERN DISTRICT OF CALIFORNIA  
9

10 BOARD OF TRUSTEE OF THE SHEET METAL ) NO. C 08 0306 BZ  
11 WORKERS, et al. )  
12 ) DECLARATION OF ATTORNEY  
Plaintiff, ) MICHAEL J. CARROLL IN  
13 ) SUPPORT OF PLAINTIFF'S  
vs. ) EX PARTE APPLICATION FOR  
14 ) ORDER TO CONTINUE CASE  
C R SCHELLENGER H V A C INC., a ) MANAGEMENT CONFERENCE  
15 California corporation doing )  
business as CRS H V A C INC., )  
16 )  
Defendant. )  
17 )

18 I, MICHAEL J. CARROLL, certify:

19 1. I am an attorney with the law firm of Erskine & Tulley,  
20 A Professional Corporation, attorneys for plaintiff, BOARD OF TRUSTEES  
21 OF THE SHEET METAL WORKERS HEALTH CARE PLAN OF NORTHERN CALIFORNIA,  
22 SHEET METAL WORKERS PENSION TRUST OF NORTHERN CALIFORNIA, SHEET METAL  
23 WORKERS LOCAL 104 VACATION, HOLIDAY SAVINGS PLAN; ANTHONY ASHER,  
24 TRUSTEE, in this action. I am duly admitted to practice law in the  
25 United States District Court, Northern District of California. If  
26 called as a witness, I could and would competently testify as follows:

27 2. Service was accomplished upon the only party in this  
28 case on February 6, 2008. No responsive pleading was filed.



PROOF OF SERVICE BY MAIL

I am a citizen of the United States and employed in the City and County of San Francisco, California. I am over the age of eighteen years and not a party to the within above entitled action; my business address is 220 Montgomery Street, Suite 303, San Francisco, CA 94104. On April 9, 2008 I served the DECLARATION OF MICHAEL J. CARROLL IN SUPPORT OF PLAINTIFF'S EX PARTE APPLICATION FOR ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE on the defendant in said action, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States post office mail box at San Francisco, California, addressed as follows:

C R Schellenger H V A C Inc.  
11 Terrace Drive  
Calistoga, CA 94515

I, SHARON EASTMAN, certify (or declare), under penalty of perjury that the foregoing is true and correct.

Executed on April 9, 2008 at San Francisco, California.

/s/Sharon Eastman  
Sharon Eastman